

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Atty Docket: RUSSELL-6**

In re application of:

James A. RUSSELL et al.

Serial No. 10/591,263

I.A. Filed: March 18, 2005

For: PROTEIN C AND ENDOTHELIAL PROTEIN C RECEPTOR  
POLYMORPHISMS AS INDICATORS OF SUBJECT OUTCOME

Confirmation No. 9299

Art Unit: 1634

Examiner: Amanda Marie SHAW

Washington, D.C.

December 15, 2009

THE COMMISSIONER OF PATENTS  
U.S. Patent and Trademark Office  
Randolph Building, Mail Stop AMENDMENTS  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Transmitted herewith is a

**[XX] Response to Restriction Requirement and 2<sup>nd</sup> Preliminary Amendment** in the above-captioned application.

[XX] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[ ] An additional fee of \$ is required under 37 CFR §§ 1.182. and 1.17(f)

[ ] The fee has been calculated as shown below:

|   | (Col. 1)                                  |       | (Col. 2)                              | (Col. 3)                   |
|---|---|-------|---------------------------------------|----------------------------|
|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA<br>EQUALS |
| TOTAL                                     | 46  | MINUS | 46                                    | 0                          |
| INDEP.                                    | * 8                                       | MINUS | 0                                     | 0                          |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |                                       |                            |

ADDITIONAL FEE TOTAL

| SMALL ENTITY         |                   |
|----------------------|-------------------|
| RATE                 | ADDITIONAL<br>FEE |
| x 25                 | \$                |
| x 105                | \$                |
| + 180                | \$                |
| ADDITIONAL FEE TOTAL |                   |
| \$                   |                   |

OR

| OTHER THAN SMALL ENTITY |                   |
|-------------------------|-------------------|
| RATE                    | ADDITIONAL<br>FEE |
| x 50                    | \$                |
| x 210                   | \$                |
| + 370                   | \$                |
| TOTAL                   |                   |
| \$                      |                   |

OR

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

[ ] First - \$ 65.00  
[ ] Second - \$ 230.00  
[ ] Third - \$ 525.00  
[ ] Fourth - \$ 820.00

Month After Time Period Set

[ ] Less fees (\$ ) already paid for month(s) extension of time on .

Other Than Small Entity

Response Filed Within

[ ] First - \$ 120.00  
[ ] Second - \$ 460.00  
[ ] Third - \$ 1050.00  
[ ] Fourth - \$ 1640.00

Month After Time Period Set

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ .

[ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ .

[ ] A check in the amount of \$ is attached (check no. ).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

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